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Attorney Docket No. JJ001



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Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of inventors:

JAMES P. MURPHY and JOHN F. NETHERY

For: **METHOD AND APPARATUS FOR ELECTRONIC ENTERTAINMENT
DEVICE CONTROL AND INTERACTIVE RESPONSE SYSTEM**

1. Enclosed are the following:

1. Specification (19 pp.), Claims (5 pp.), and Abstract (1 p.);
2. Four (4) sheets of informal drawings;
3. Joint Declaration signed by the inventors; and
4. Verified statement to establish small entity status under 37 C.F.R. 1.9 and 37 C.F.R. 1.27 signed by the inventors.

2. Benefit of the filing date of each foreign priority document or U.S. provisional patent application listed below (if any) is claimed under 35 U.S.C. Section 119:

<u>Docket No.</u>	<u>Country</u>	<u>Appln. Serial No.</u>	<u>Filing Date</u>
N/A	N/A	N/A	N/A

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3. The filing fee has been calculated as shown below, based on the assignee's status as a small entity:

	Claims Presented	Extra Claims	Rate per Extra claim	
Total Claims	19 - 20 =	0	X \$ 9	\$.00
Indep Claims	3 - 3 =	0	X \$ 39	\$.00
Basic fee				\$380.00 \$345.00
Multiple dependent claim presented (\$135 if any present)				\$.00
Total Filing fee				<u>\$345.00</u>

4. The following arrangements have been made to pay the filing fee:

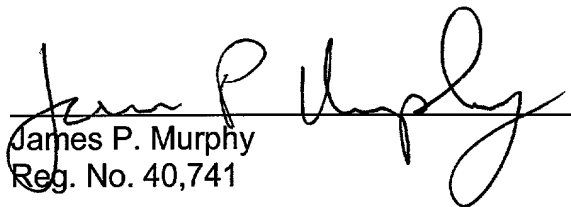
☒ A check in the amount of **\$345.00** to cover the filing fee is enclosed.

5. Please address all telephone calls to:

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James P. Murphy
Reg. No. 40,741

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Docket No. JJ001)

In the Application of:

James P. Murphy and John R. Nethery

U.S. Serial No.:

Express Mail Label No.
EJ796347685US

Filed:

Date of Mailing: July 18, 2000

For: METHOD AND APPARATUS FOR
ELECTRONIC ENTERTAINMENT
DEVICE ACCESS CONTROL AND
INTERACTIVE RESPONSE SYSTEM

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(b))-INDEPENDENT INVENTORS

As a below named inventors, we hereby declare that we qualify as independent inventors, as defined in 37 CFR 1.9(c), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled METHOD AND APPARATUS FOR ELECTRONIC ENTERTAINMENT DEVICE ACCESS CONTROL AND INTERACTIVE RESPONSE SYSTEM, as described in U.S. patent application filed herewith, on July 18, 2000.

We have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern of organization to which we have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ no such person, concern, or organization.

FULL NAME _____

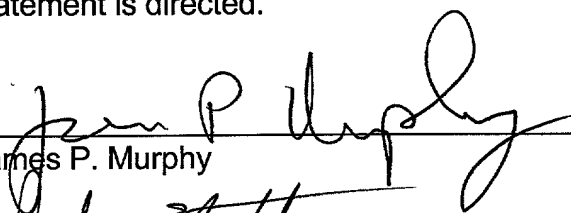
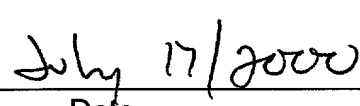
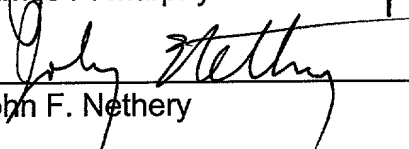
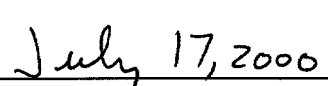
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

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We acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

We hereby declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so make are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

	
James P. Murphy	Date
	
John F. Nethery	Date

0061878-071800

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INVENTORS

John F. Nethery

CROSS-REFERENCE TO RELATED APPLICATIONS

Not applicable.

STATEMENT REGARDING FEDERALLY SPONSORED RESEARCH OR DEVELOPMENT

Not applicable.

[illegible]

- 2 -

BACKGROUND OF THE INVENTION

The present invention relates to access control for electronic entertainment devices and interactive exchange with electronic entertainment device users. In particular, the present invention relates to
5 a method and apparatus for controlling access to an electronic entertainment or other software device based on the results of periodically administered inquiries and exchanges.

The entertainment devices and software of today are far more sophisticated, realistic, and exciting than their ancestors. For example,
10 modern video games and computer games routinely provide high resolution graphics, stereo sound, and 60 frame per second full screen 3D rendering. Needless to say, such games can be addicting to many users, particularly the young.

Some degree of interaction with electronic entertainment devices is
15 undoubtedly beneficial, however. For example, an individual who must set up and configure a computer video game inevitably learns something about how to operate and configure computer hardware and software. Similarly, an individual who plays fast action games on a console may realize an increase in hand-eye coordination. As another example,

- 3 -

adventure games are well known to develop vocabulary as well as puzzle-
and problem-solving skills.

Unfortunately, the entertainment experience provided by modern
video games leads many individuals to spend ever-increasing amounts of
5 time and money playing such games as opposed to pursuing other
positive pursuits, including their studies, playing with friends outside,
exercising, or working. These problems are prevalent across all age
groups; while teenagers may be addicted to Playstation™ Tekken 3, their
parents may be addicted to computer games such as Everquest (an
10 addiction reflected in the rampant on-line auction sales of in-game virtual
items for real world money) or other software applications.

The obsessive use of entertainment devices poses a special
concern, and a potential opportunity. A concern of intensive entertainment
device use by children is that children will not develop social skills
15 completely, and other interpersonal relationships which are thought to
derive from non-electronic games and sports. Another concern is that
entertainment time reduces the time children spend talking to their
parents, and vice versa. An opportunity exists with computers, however,
to allow a parent, sibling, teacher, friend, or other trusted individual to

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the child for a particular purpose, e.g., SAT questions to prepare for an upcoming test. Depending on how the child answered the questions, the game could be re-accessed and would continue for varying lengths of time.

Access may be allowed for various time periods (e.g., 30 to 90 minutes) depending on the answers to the questions, the number of correctly answered questions, and the like. Thus, answering all of the queries correctly may grant the maximum time period for access to the entertainment software. At the expiration of the time period, the control system pauses the entertainment software, and presents another set of queries (which may be selected from a preloaded working query compilation, or which may include custom queries written by a local control system supervisor (e.g., a parent with password access to the control system configuration)).

15 Another preferred embodiment of the invention provides a method for controlling access to entertainment software executed on an electronic amusement device. The method includes the steps of periodically presenting a set of working queries during execution of an entertainment software application, accepting answers to the working queries, and

- 6 -

allowing access to the entertainment software application based on the answers.

To this end, the method may monitor a task list of executing applications and identify execution of the entertainment software application based on the task list. As noted above, access may be allowed for a time period derived from the answers. However, the method may instead terminate the entertainment software application based on the answers (e.g., if too many answers are incorrect). The method may also identify the current user of the electronic amusement device, and present a set of working queries appropriate for the current user.

BRIEF DESCRIPTION OF THE DRAWINGS

Figure 1 illustrates an electronic entertainment device that includes an access control system.

Figure 2 shows operational steps of the access control system.

Figure 3 shows task list identifiers of executing applications in a task list format.

Figure 4 shows a set of working queries and answers.

- 7 -

DETAILED DESCRIPTION OF THE INVENTION

Turning now to Figure 1, that figure shows an exemplary embodiment of an electronic entertainment device 100. The entertainment device 100 includes a CPU 102 (e.g., a microprocessor or microcontroller) connected to a memory 104, a video controller 106, and an Input/Output controller 108. The entertainment device 100 displays entertainment software video output on the display 110, sound output on the speakers 112, 114, and accepts input on the input device 116.

The entertainment device 100 may be, as examples, a personal computer, a console gaming machine (e.g., a Playstation™ console), personal digital assistant, personal music player, or portable pocket gaming device (e.g., a Gameboy™ device). The memory 104 may be RAM, ROM, harddisk, CD, Zip™ drive, or the like, or a combination of RAM, ROM, harddisk, CD, and Zip™ drives. The I/O controller 108 interfaces input devices 116 (such as joysticks, keyboards, trackballs, lightguns, gamepads, control panels, and the like) to the entertainment device 100. The I/O controller 108 may also be responsible for certain output functions, such as serial and parallel communication.

- 8 -

In operation, the entertainment device 100 reads instructions from the memory 104, and accepts input from the input device 116, to control the audio/visual presentation of entertainment software on the display 110 and speakers 112-114. In addition, the memory 104 stores access control software, described in more detail below, that allows or disallows access to and interaction with any given entertainment software title. The access control software may be implemented as a separate program (e.g., a periodically executing operating system task) running out of the memory 104, or may be incorporated as software routines in the entertainment software itself. Thus, the entertainment device 100 serves as an access control system as well as entertainment system.

Figure 1 illustrates a working query module 126. The working query module 126 represents a preferably portable hardware peripheral that, for example, couples to a serial, parallel, keyboard, or USB port of the entertainment device 100. The working query module 126 may then store working queries, answers, and configuration files in an internal memory 128 (e.g., a combination of RAM and ROM), accessed by the entertainment device 100 through the I/O controller 108. If permitted by the operating system in the entertainment device 100, the internal memory 126 may itself store access control software that operates as described in

- 9 -

detail below. The access control software may then be executed out of the working query module 126, or first copied to the local memory 104.

With regard to the operation of the access control system, Figure 2 illustrates a flow diagram 200 of the access control software. At step 202, the control software identifies, if possible, the identity of the current user of the entertainment device 100. As examples, the control software may access the username of a user logged into the entertainment device 100, or a supervisor may enter the name of the individual current using the entertainment device. Other personal identification means may also be used, including, for example, the Identix Biologon™ fingerprint identification system. It is not required that the control software obtain the current user identity, however, as will be explained below.

Continuing at step 204, the control software may monitor a task list, maintained, for example, by the operating system in order to determine which applications are currently executing on the entertainment system 100. The control software compares the entries in the task list to a preconfigured file of entertainment software task list identifiers in order to determine whether a particular entertainment software title is currently executing (step 206). Thus, for example, the control software may search for the task list identifier "Planescape: Torment" to identify that the game

5 being utilized by the user. In other words, the access control software may execute on a predetermined periodic interval regardless of the particular application or applications that the entertainment device 100 executes.

entertainment software is paused after a predetermined fixed or variable time period, or after a preselected event, e.g. after a natural pause or milestone event in the game being played. To this end, the control software may issue keyboard or control commands (e.g., ESC, spacebar, or F1) directly to the entertainment software, for example, by sending a keypress event to the entertainment software I/O handler or keyboard handler. In an alternate embodiment, the control software may issue instructions to the operating system to suspend execution of the application, using routines provided by the operating system for that purpose. The control software then executes a system routine to make its

screen the top or visible screen and to take the input focus. The control software then presents a set of working queries to the user (step 210).

The working queries are preferably directed to the particular user identified at step 202. As an example, the control software may generate a set of math, science, or English working queries appropriate for a twelve year old user. However, if the control software is unable to identify the user, then the control software may instead present a set of working queries according to an expected user for the particular software title. The expected user may be input during configuration by a supervisor and stored in a file in the memory 104.

The working queries are generally, though not necessarily, educational questions. Thus, the working queries may relate to concepts in math, science, history, geography, language, and the like. The working queries may also pose questions relating to such topics as drugs or teen sex that are often difficult to discuss in person, thus prompting a meaningful information exchange and future discussions. Other possible working queries topics include, as examples, auto repair, sewing, plumbing, mixology, legal concepts, ACT or LSAT questions, and the like. In general, the goal is to ensure that the user demonstrates some level of knowledge with respect to one or more predetermined subject areas

- 12 -

before being allowed to continue to interact with the entertainment software.

The number of working queries, their subject matter, and the frequency for presenting each set of working queries are generally preconfigured parameters set by a supervisor for each entertainment software title, and each user, and stored in the memory 104. In general, the memory 104 may store a large database of working queries (and their correct answers), and may further store custom queries (and their correct answers) designed and entered manually by the supervisor. Thus, the supervisor may ask even an abstract question of their children such as "How do you feel today?". The "correct" answer may then be any answer. Working queries may be selected out of the database of working queries randomly or in order in a single topic, or across topics.

Continuing at step 212, the control software accepts answers to each working query. The answers may be provided through text input boxes, multiple choice check boxes, and the like. Voice recognition software may also be provided to expedite the query answer process. Then, at step 214, the control software determines an allowed access time period based on the answers. Thus, for example, more queries answered correctly may result in longer access time. Alternatively, as another

- 13 -

example, a threshold pass number of correct answers may be required to obtain a predetermined access time. Once the time period is determined, the control software un-pauses the entertainment application (step 216) and returns control to the user. The control software may then schedule
5 itself to execute again at the expiration of the time period. After the time period expires, the control software proceeds as noted above to present the next set of working queries to the user.

On the other hand, the control software may also determine whether the number of correct answers falls below a threshold failure
10 number of correct answers. If such is the case, the control software may then terminate the entertainment application (step 218). To that end, the control software may present the set of working queries within a short time period (e.g., one minute), of the execution of the entertainment software, with subsequent presentation of working queries every 30-90 minutes
15 thereafter.

Optionally, the control software may correct incorrect answers, explain the correct answer, or provide other pertinent feedback for each working query. Thus, for example, a working query on the long term effects of the drug use may present statistics, video or audio clips, web

- 14 -

pages, text files, and the like that reinforce the concepts underlying the working query.

Although the flow diagram in Figure 2 shows that the control software continually loops back to step 202, it is envisioned that the control software may instead be periodically executed by the operating system, or alternatively, that the control software pauses for a predetermined amount of time before each iteration. With each iteration, the control software may gather statistics for access by the supervisor on the entertainment applications played, the amount of time played, the user identification, the number and type of queries presented, their answers, the proportion of correct answers, and the like.

Turning next to Figure 3, that figure provides an example of task list identifiers of executing applications in the task list 300. Note that the task list identifiers in this example are text strings such as the task list identifier 302 for "Planescape: Torment". In other embodiments, the task list identifiers may be non-readable encoded identifiers other than text strings. In general, however, the task list identifiers provide a mechanism by which the processor 102 may identify the programs and the like executing on the entertainment device 100.

- 15 -

Figure 4 shows an example of a set of working queries 400, including the first query 402 and the second query 404. Note that answers may be provided using checkboxes (e.g., the checkbox 406), text fields (e.g., the text field 408), and the like. When the user has entered answers to the questions, for example by clicking the appropriate check boxes and entering text in the text field, the user then clicks on the Submit Answers button 410. The control software then records the answers and presents additional working queries until a preselected number of working queries has been presented and answered. As noted above with respect to Figure 2, the control software scores the answers and determines an access time for the entertainment software based on the answers.

Turning again to figure 1, that figure also shows a working query web site 116. The working query web site 116 generally runs on a dedicated remote web server connected via the I/O controller 108 to the entertainment device 100. To that end, the I/O controller 108 may include a modem or direct network (e.g., a T1 connection, wireless access, etc.) to the Internet. In operation, the working query web site 116 provides an Order Processing web page 118 which allows the owner of the entertainment device to be billed in exchange for the ability to download additional working queries, for example, to maintain a database of current

- 16 -

event working queries in the entertainment device 100. It is also envisioned, however, that additional working queries may be added using a floppy or CD-ROM, for example, connected directly to the entertainment device 100.

5 The working query web site 116 also includes a Working Query Exchange page 120. The Working Query Exchange page 120 accepts uploaded custom working queries and answers from individuals (e.g., by uploading files containing the working queries from the entertainment device 100, or by direct text entry), stores the uploaded working queries,
10 and provides and creates hyperlinks to the uploaded working queries and answers. Other individuals may then download the working queries and answers by selecting the links with their web browser. Additionally, the working query web site may provide a Working Query Update page 122 that provides corrections or additions to working queries previously
15 downloaded by an individual. Also shown as part of the working query web site 116 is a Scoring and Statistics page 124. The Scoring and Statistics page 124 may gather statistics from the entertainment device 100, including the number of working queries answered correctly, the age group answering the working queries, the time required to provide an
20 answer, and the like. The Scoring and Statistics page 124 may then

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- 17 -

present the statistics gathered in regional or national summaries and averages, for example.

The control software may analyze an answer typed into a text field for certain keywords, phrases, equations, numerals, or other indicia to
5 determine a degree of correctness for the answer. As an example, a working query may state "Describe the three regions of the solar atmosphere." The keywords that should be included in the answer include "photosphere", "chromosphere", and "solar corona". A predetermined unit of access time may be given for each keyword present in the answer, or
10 full access time may be given if more than a threshold number of keywords are present. Optionally, the control software may run a spelling or grammar check on the answer to add time (or remove time) for fewer than a predetermined number of spelling and grammar mistakes (or for more than a predetermined number of spelling and grammar mistakes). In
15 addition, feedback is preferably provided to explain the concepts underlying the keywords that the answer did not contain.

Thus, the present access control system and software provide a mechanism by which interaction with entertainment software may be balanced with educational or other goals. Exceptional performance may

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- 18 -

be rewarded with extended access time, while unacceptable performance may result in denial of access to the entertainment software altogether.

As the discussion above indicates, the access control system may be implemented in a highly configurable fashion. As examples, the supervisor may set and modify the number of working queries, their subject matter and difficulty, and the frequency for presenting each set of working queries for each entertainment software title and each user. Additional configurable parameters include the task list names for the entertainment software titles to be access limited, the user identifications which are subject to access limitations, the names of the databases from which working queries are chosen, the time period for which access is granted, the number of incorrect answers that will terminate the entertainment application, and the incremental access time period allowed for each correct answer. Each option is preferably stored in one or more configuration files in the memory 104.

It is also noted that there may be a hierarchy of supervisors having a corresponding hierarchy of passwords. In other words, a parent may have the highest level of supervisory authority and have access to all the configuration options provided by the access control system while a child may have a secondary level of authority. Thus, a child may also configure

- 19 -

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a set of working queries for the parent and the entertainment software that a parent uses. This possibility encourages exchanges of information between the child and the parent on topics that the child may be quite self-conscious about. Although the parent, at the top of hierarchy, may be able to reconfigure any options and working queries the child has set, the general hierarchy also allows an individual with one level of authority (e.g., a brother) to set working options and working queries without interference from another individual with the same level of authority (e.g., a sister).

While the invention has been described with reference to a preferred embodiment, it will be understood by those skilled in the art that various changes may be made and equivalents may be substituted without departing from the scope of the invention. For example, the access control system may limit access to applications other than entertainment applications, for example general purpose web browsers, by monitoring for the signature of any particular application in the task list. In addition, many modifications may be made to adapt a particular step, structure, or material to the teachings of the invention without departing from its scope. Therefore, it is intended that the invention not be limited to the particular embodiment disclosed, but that the invention will include all embodiments falling within the scope of the appended claims.

- 20 -

What is claimed is:

1 1. An access control system for an electronic entertainment
2 device, the control system comprising:

3 a processor;

4 a memory comprising instructions for execution by the processor
5 for:

6 periodically presenting a set of working queries during
7 execution of an entertainment software application;

8 accepting answers to the working queries; and

9 allowing access to the entertainment software application
10 based on the answers.

1 2. The control system of claim 1, wherein the instructions for
2 allowing access comprise instructions for allowing access to the
3 entertainment software application for a time period derived from the
4 answers.

1 3. The control system of claim 2, wherein the time period
2 increases as a number of the answers that are correct answers increases.

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- 23 -

1 13. The access control program product of claim 8, wherein the
2 access control application further comprises software instructions for
3 identifying a current user of the electronic amusement device, and wherein
4 the software instructions for presenting comprise software instructions for
5 presenting the set of working queries based on the current user.

1 14. A method for controlling access to entertainment software
2 executed on an electronic amusement device, the method comprising:

3 periodically presenting a set of working queries during
4 execution of an entertainment software application;

5 accepting answers to the working queries; and

6 allowing access to the entertainment software application
7 based on the answers.

1 15. A method according to claim 14, further comprising the steps
2 of monitoring a task list of executing applications and identifying execution
3 of the entertainment software application based on the task list.

1 16. A method according to claim 14, further comprising the step
2 of determining a time period derived from the answers for which to allow
3 access to the entertainment software.

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1 17. A method according to claim 14, further comprising the step
2 of terminating the entertainment software application based on the
3 answers.

1 18. A method according to claim 17, wherein terminating
2 comprises terminating the entertainment software application based on a
3 predetermined number of the answers that are incorrect answers.

1 19. A method according to claim 18, further comprising the step
2 of identifying a current user of the electronic amusement device, and
3 wherein presenting comprises presenting the set of working queries based
4 on the current user.

- 25 -

Method and Apparatus for
Electronic Entertainment Device Access Control
And Interactive Response System

5

ABSTRACT OF THE DISCLOSURE

An access control system for an electronic entertainment device includes a processor and a memory comprising access control instructions for execution by the processor. The instructions periodically present a set of working queries during execution of an entertainment software application, accept answers to the working queries, and allow access to, or terminate, the entertainment software application based on the answers. Access is allowed for a supervisor configurable time period for each user and each entertainment software title.

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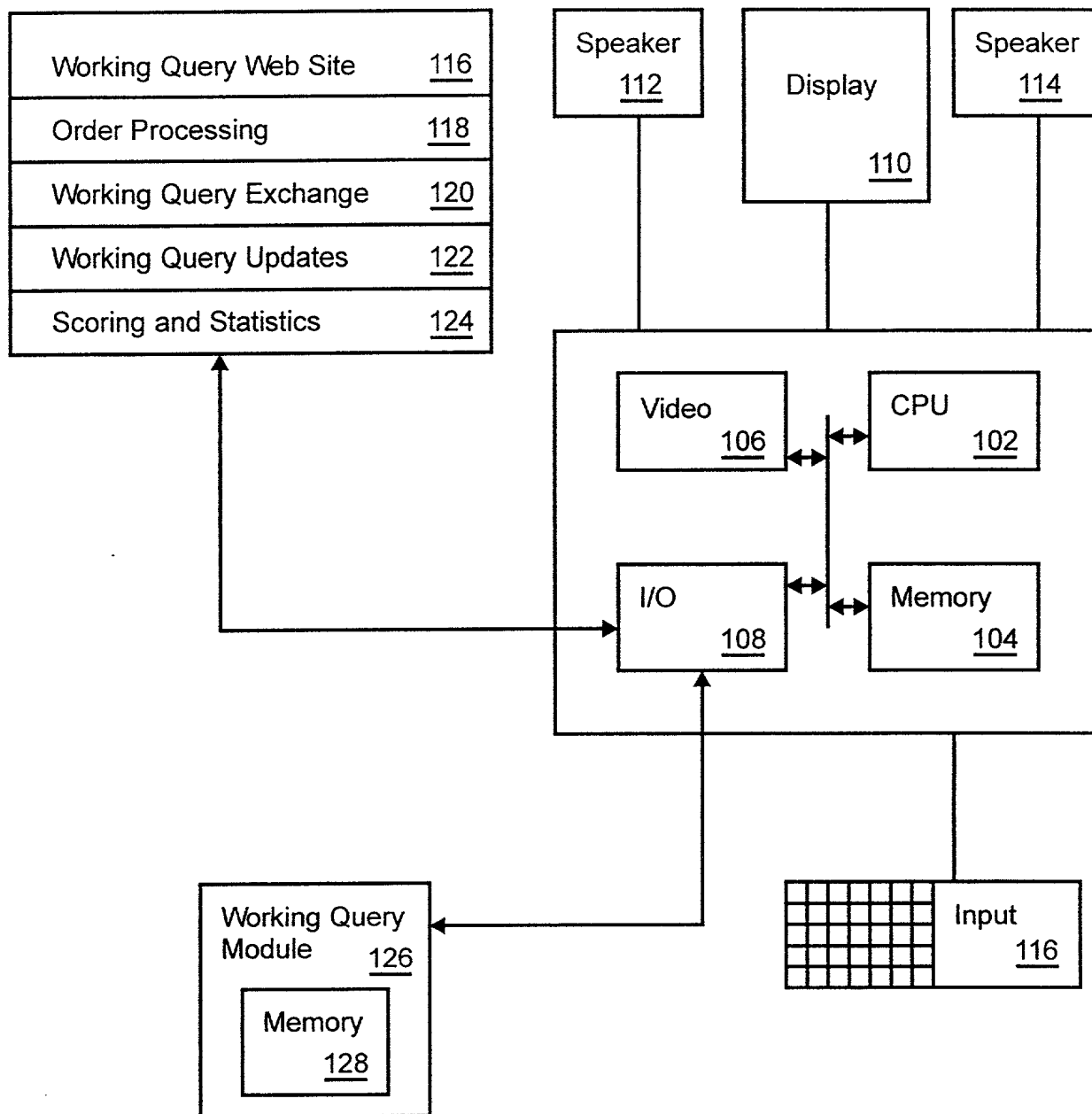
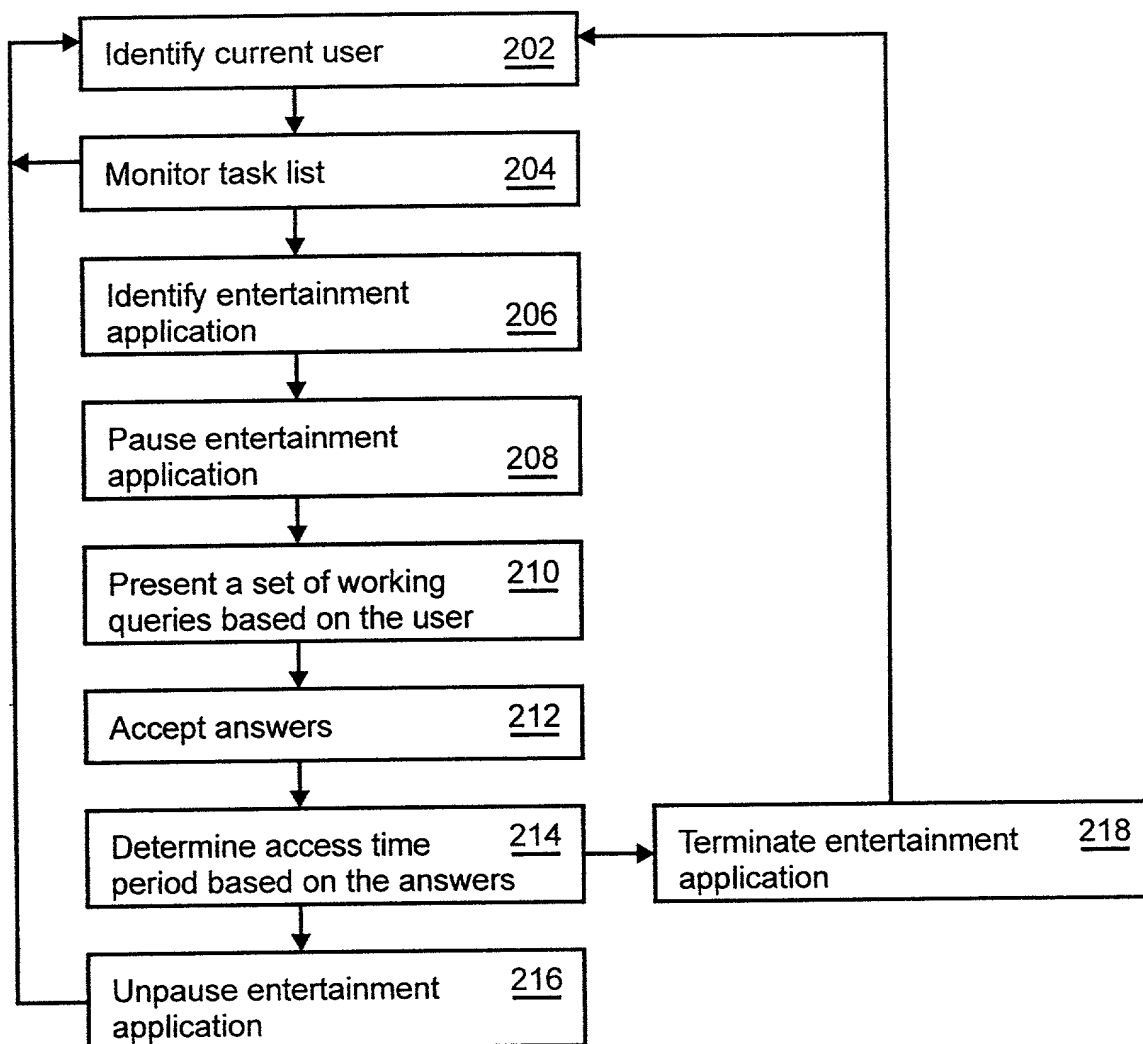
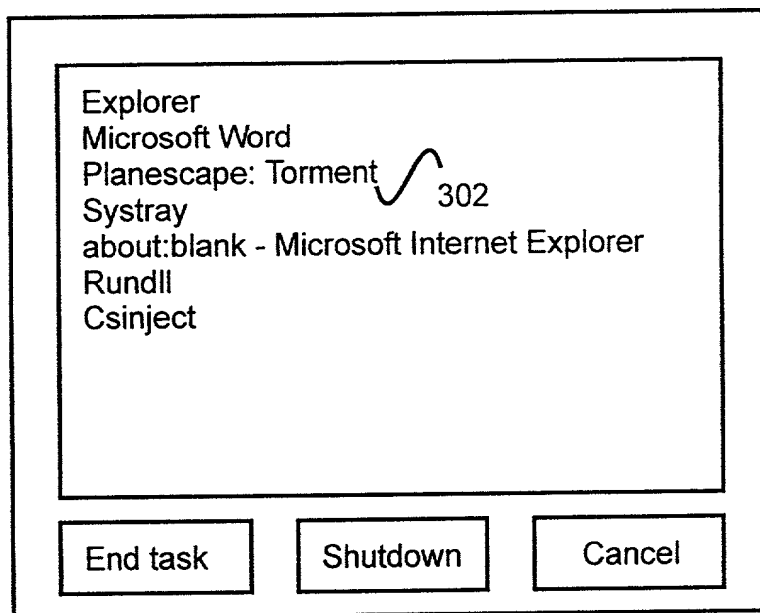


Figure 1

[illegible]

200 

Figure 2

[illegible]

300

Figure 3

1. Which are denumerably infinite sets? ← 402

- ☐ The set of all natural numbers
- ☐ The set of all rational numbers
- ☐ The set of all real numbers

406

2. Evaluate: $4 \sum_{n=0}^{\infty} (1/4)(1/2)^n$ ← 404

408

3. To whom is the following quote attributable?

I do not know what I may appear to the world; but to myself I seem to have been only like a boy, playing on the seashore, and diverting myself, in now and then finding a smoother pebble or a prettier shell than ordinary, while the great ocean of truth lay all undiscovered before me.

- ☐ James Clerk Maxwell
- ☐ Isaac Newton
- ☐ Bob Dylan
- ☐ Aristotle

4. Literally translated from Greek, the word *Geometry* means:

- ☐ Linear distance
- ☐ Earth measuring
- ☐ Great circle
- ☐ Parabolic arc

Submit Answers

410

400

Figure 4

JOINT DECLARATION OF INVENTORS

(Docket No. JJ001)

As the below-named inventors, we hereby declare that:

Our residence, post office address, and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHOD AND APPARATUS FOR
ELECTRONIC ENTERTAINMENT DEVICE CONTROL
AND INTERACTIVE RESPONSE SYSTEM**

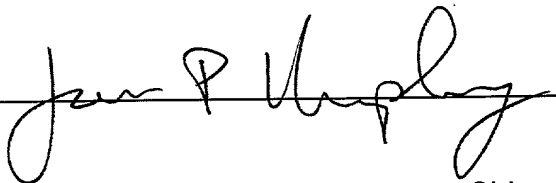
the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor James P. Murphy, Esq.

Inventor's signature  Date 7/18/00

Resident Address 6719 North Jean Avenue, Chicago, Illinois 60646

Citizenship U.S.A.

Post Office Address Same

0961878-071800

Full name of second inventor John F. Nethery

Inventor's signature *John F. Nethery* Date July 18, 2000

Resident Address 605 West Madison Street, 3112, Chicago, Illinois 60661

Citizenship U.S.A.

Post Office Address Same